IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

Brahma Lal Vs. State of Rajasthan

S.B.CR.MISC. PETITION NO.1522/2006

DATE OF ORDER :: December 11, 2006

PRESENT

HON'BLE MR.JUSTICE H.R.PANWAR

Mr.Vinit Kumar Mathur, for the petitioner.

Mr.Ashok Upadhyaya, P.P.

BY THE COURT:

I have heard learned counsel for the petitioner and the Public Prosecutor. Carefully gone through the FIR and police investigation diary.

It is contended by the learned counsel for the petitioner that the petitioner is an authorised dealer for selling the country liquor. He has placed on record the documents issued by the Excise Department.

By the instant criminal misc. petition under section 482 Cr.P.C., the petitioner seeks quashing of FIR on the ground that he is an authorised dealer and nothing to do with the alleged occurrence. The petitioner may file the documents before the Investigating Officer in this regard and if the petitioner files the documents before the Investigating Officer, the Investigating Officer shall consider the same, conduct the inquiry and file the investigation report.

Keeping in view the fact that the petitioner is authorised dealer of country liquor, which is prima facie made out from the documents issued by the Excise Department, during the investigation, no coercive steps shall be taken against the present petitioner.

The petition stands disposed of.

[H.R.PANWAR],J.

m.asif/-